



SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2003-003924

02/10/2005

the time the aircraft in question was seized. In the event the Sheriff's Department has inadvertently retained the care, custody or control of these items, they shall be returned to Mr. Combs within the next thirty days.

**IT IS FURTHER ORDERED** that Renaissance shall inspect the hanger where the aircraft was stored and search through it diligently for the purpose of ascertaining whether or not the tools, generators and/or magnetos that were discussed on the record today, are still in its care, custody and control, and if they are they will be returned to Mr. Combs within the next thirty days.

**IT IS ORDERED** setting an **Evidentiary Hearing** regarding: 1) Whether the antique radio is, or is not, an integral part of the seized aircraft, and 2) The status of any liens on the aircraft, for **April 18, 2005 at 8:30 a.m. (time allotted: 1 day)**

**IT IS FURTHER ORDERED** that both sides **shall** hand-deliver to the Clerk of this Division all exhibits to be used at the hearing **at least two (2) business days prior to the hearing.** Exhibits shall be accompanied with a numbered list of each exhibit and shall be separated with a blank sheet of colored paper. All hearing exhibits shall have been exchanged prior to that time. No duplicate exhibits shall be presented for marking. **If either party fails to comply with the steps for marking exhibits, that party's exhibits may be precluded from being marked at the hearing.**

**IT IS FURTHER ORDERED** the parties shall identify for each other, and all witnesses they intend to call to establish ownership or usage of the antique radio which is currently in dispute, together with a brief summary of what those witnesses are expected to say.

**IT IS FURTHER ORDERED** the parties shall exchange any and all documents and tangible evidence that they intend to offer at the evidentiary hearing by **March 18, 2005.**

**IT IS FURTHER ORDERED** if any party wishes to request the FAA log for the aircraft, that party shall make the request to the FAA within one week from today's date, **February 17, 2005.**

The status of Plaintiff's Motion for Summary Judgment with Respect to Liability of the Marital Community Between Defendants Combs and Eder Regarding Damages Awarded to Plaintiff Under Count 2 of the Complaint.

**IT IS ORDERED** Defendant Combs shall have thirty days from today's date, **March 10, 2005** to respond to the above-noted motion.

**IT IS FURTHER ORDERED** Plaintiff and the Maricopa County Sheriff's Department shall have **fifteen (15 days)** from their receipt of Defendant's response in which to file any reply.

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**IT IS FURTHER ORDERED** setting oral argument on Plaintiff's Motion for Summary Judgment with Respect to Liability of the Marital Community Between Defendants Combs and Eder Regarding Damages Awarded to Plaintiff Under Count 2 of the Complaint to be heard **April 18, 2005 at 8:30 a.m.** at the time of the evidentiary hearing.

3:12 p.m. Matter concludes.